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A Yes, sir.

Q Which direction were you going? A. Towards Bound Brook.

Q And towards the Landing Bridge Road? A. Yes, sir.

Q What direction would that bring you in towards the Phillips farm, would that take you anywhere near the Phillips farm?

A Yes, that would be just as I turned, going towards the River Road, why the Phillips Farm is on the left.

Q And when--on the road anywhere near the Phillips farm did you see a man and two women standing on the sidewalk, on the left hand as you were going up---

MR. MC CARTER: I don't think you ought to lead him that way.

Q Well, what did you see, in reference to persons or talk?

A I saw a man and woman standing on the sidewalk near the vocational school and they were standing together and another woman standing off about five or six feet.

Q Yes. What were they doing?

A Well, it seemed to me as if the woman standing off from them was talking to the other two.

Q In what manner? A. It just really looked as if she was talking to them. I only just got a passing glimpse.

Q Can you describe the man?

A This man was just a little bit shorter than myself, heavy set, dark clothes.

Q Can't you give a ~~descripition~~ description of the woman that



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seemed to be talking to the other woman?

A The woman was a larger woman.

Q In regard to whether she had a long brown coat on and white hair? A. No, she did not.

Q How was she dressed? A. This lady had a light waist and she seemed to have a sweater and just one button or however it was pinned at the bottom, just sort of a V-shaped waist.

Q Did you see a car parked near them?

A Not near them, no.

Q Where was the car parked?

A Near the upper entrance of Buccleugh Park.

Q How near did that bring you to the place where they were standing? A. I should judge two hundred yards.

Q Were the lights on the car out or lighted?

A All out.

Q Could you tell what kind of a car it was, an open car or a sedan? A. Open car.

Q Could you tell from where you were what make it was?

A No.

Q Now, as you passed these people, as I understand you, all you noticed is that one woman seemed to be talking to the other? A. Seemed to be, yes.

Q You didn't see anything terrifying that night?

A Nothing.

Q Which way did you go after you passed these two women and



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this man? A. Turned down Landing Lane and across the river and turned around.

Q Did you notice the woman who was being talked to, what did she look like? A. She was a little shorter than the man. That is all I can say.

Q Could you tell how she was dressed? A. No.

Q Do you know where the Parker home is? A. Yes.

Q How near to the Parker home was this car parked?

A I should judge a hundred yards, maybe not that much.

Q Was that the same car you described before, or another car? This car at the Parker home, is that the same car you described at first or was it another car?

A Another car.

Q Could you describe what kind of a car that was? A. No.

Q Did it have any lights on it? A. No.

Q Did you know Dr. Hall? A. I did.

Q Had you seen him in this ~~in~~ vicinity with a woman other than Mrs. Hall at any time? A. I did.

Q How many times before the night of the murder?

A Several times.

Q Can you describe the woman? Did you know the woman?

A Not then.

Q Was it Mrs. Hall? A. No.

Q Do you know who she is now?

A No. Well, I did the last time.



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54 Q Well, who was it? A. Why, I think Mrs. Mills, I am sure it was Mrs. Mills.

Q When was the last time you saw him in this vicinity with Mrs. Mills before the night of this murder?

A I can't tell you exactly, no.

Q The month? A. I could not say that.

Q How well did you know Dr. Hall?

A I knew him very well. I had done some work in front of his house and I had spoken to him and he asked me to do a little work for him.

Q When you saw him with this other woman, were you on the ground or in a car? A. I was driving.

Q Was he on the ground or in a car?

A He was walking.

Q You have described everything you saw fully, I mean, you have nothing to add as about the conduct of these women?

A Nothing.

Q All you saw was this one woman talking to the other?

A The only thing I noticed particularly was that she was standing off. I thought she was kind of giving them a lacing out. What I mean, I thought that, because she was standing away six or seven feet.

Q Did you notice anything in her hand?

A No, sir.



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CROSS EXAMINATION BY MR. PFEIFFER:

Q What time was it you saw the incident about which you have just testified? A. Teh minutes to nine, about.

Q And that was according to daylight time that you are speaking of? A. Yes.

Q Now, you saw you knew Dr. Hall very well because you had done some work for him?

A Well, I have spoken to him and I have seen him lots and lots of times.

Q Where did you see him at his house?

A Yes, in front of the house.

Q Did you ever see Mrs. Hall? A. Yes.

Q You have seen her several times?

A Not so many times.

Q Several times? A. Yes, a few times.

Q Now you have stated you saw a man and two women there at the place you have described about ten minutes of nine.

A I should judge about ten minutes to nine because I was going to the second show.

Q Are you able to say whether or not this man was Dr. Hall? You had seen him frequently.

A I could not say. In my own mind it resembled him, but I could not say.

Q Well, are you able to say whether or not it was Mrs. Mills? A. No, I could not say that.



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Q And are you able to say whether or not the other woman was Mrs. Hall? A. No.

Q Now you have been out in the general locality of Buccleugh Park and Derussey's Lane quite frequently, haven't you?

A No, sir, not Derussey's Lane. You couldn't get up the lane half the time.

Q Why? A. There was not room enough to get by.

Q So many cars parked there? A. At times, yes.

Q It was a great trysting place at night, wasn't it?

A I should think so. I went by there. I never went up it.

(At this point the Court directed a recess of fifteen minutes in order that the court room might be cleared of spectators.)

-AFTER RECESS-

REDIRECT EXAMINATION BY MR. SIMPSON:

Q You said to counsel on cross examination that you knew Dr. Hall well and that the man resembled Dr. Hall, but you would not swear it was him. What did you mean by that? What was the resemblance to Dr. Hall that made you think it was him, although you could not say under ~~that~~ oath that it was Dr. Hall. What was there about him that made you say that? A. Because I had seen him before.

Q And you knew him well? A. Yes.

Q And only having had the glimpse you got of him you thought it was but you would not positively swear it was him.



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A It did not look like him when I thought about it.

Q The woman that was being talked to--in your mind you got the impression that the bigger woman was lacing it into the smaller one, the woman who was being laced, did she resemble Mrs. Mills in size? A. Yes.

Q How about the woman that was lacing it into her, was she bigger than Mrs. Mills?

A This woman standing off from the other was a large woman.

Q She resembled Mrs. Hall--did she at all?

A She was about the same in size, but I did not look that long because I was not interested.

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REDROSS EXAMINATION BY MR. PFEIFFER:

Q So that you do not in any way identify except by resemblance in size, either of the women you saw there as Mrs. Hall?

A That is all.

B A R B A R A T O U G H duly sworn for

DIRECT EXAMINATION BY MR. SIMPSON:

Q Miss Tough, do you live in New Brunswick now?

A New Brunswick, High Street and Lewiston Avenue.

Q Were you ever employed in the Hall household?

A I was.

Q And how long did you work in the Hall household?

A Seven years, all together .